

STATE OF NEW YORK UNITED STATES DISTRICT COURT SOUTHERN DISTRICT
DOCUMENTS SERVED WITH INDEX#: 08CIV.5346 AND FILED ON 6/11/2008

THE ANNUITY, PENSION, WELFARE AND APPRENTICESHIP SKILL IMPROVEMENT &
SAFETY FUNDS OF THE INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL
Vs.
COLUMBUS CONSTRUCTION CORPORATION, ET AL

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF: NEW YORK)

COUNTY OF WESTCHESTER)

SS

The undersigned deponent, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in the State of New York. On 6/17/2008 at 4:05PM, deponent did serve the within process as follows:

Process Served:

Party Served:

At Location:

SUMMONS AND COMPLAINT

CANAL ASPHALT, INC.

687 SOUTH COLUMBUS AVENUE

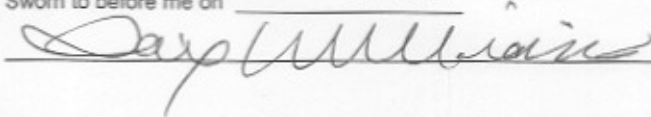
MT. VERNON NY 10550

(herein called recipient)
therein named.

By delivering to and leaving with SHANNEL THOMAS and that deponent knew the person so served to be the MANAGING AGENT of the corporation and authorized to accept service..

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

Sex: FM Color of Skin: BLACK Color of Hair: BLACK
Age: 40/50 Height: 5'6"
Weight: 250 Other Features: GLASSES

Sworn to before me on 6/18/2008



John Axelrod

Server's License#:

GAIL WILLIAMS
Notary Public, State of New York
No. 4665052
Qualified in Westchester County
Commission Expires September 30, 2010